

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X  
THE WILLIAM PENN LIFE INSURANCE  
COMPANY OF NEW YORK,

Plaintiff,

-against-

KIMBAL VISCUSO, CHARLES M. BIRNS  
and BETH S. MARTIN-BIRNS,

Defendants.  
-----X

**AFFIDAVIT OF SERVICE**

CIVIL ACTION NO.:  
08 Civ. 1141 (WCC)

**ECF CASE**

STATE OF NEW YORK                    )  
  ) SS:  
COUNTY OF WESTCHESTER        )

**STEPHANIE MONDELLO**, a being duly sworn deposes and says:

I am not a party to this action, and am over the age of 18 years and reside in Mahopac, New York.

On April 23, 2008, I served a true copy of the annexed **NOTICE OF MOTION, AFFIDAVIT OF VICTOR FONSECA, AFFIDAVIT OF ROBERT D. MEADE WITH EXHIBITS, AND MEMORANDUM OF LAW**, in the following manner:

by mailing a true copy thereof, enclosed in a post-paid wrapper, in an official depository under the exclusive care and custody of the U.S. Postal Service within New York State addressed to each of the following persons at the last known address set forth after each name:

M. Trevor Lyons, Esq.  
Connell Foley LLP  
85 Livingston Avenue  
Roseland, NJ 07068-3702  
*Attorneys for Defendant Kimbal Viscuso*

  
**STEPHANIE MONDELLO**

Sworn to before me this <sup>23<sup>rd</sup></sup> of April, 2008



NOTARY PUBLIC

SUSAN LAU  
Notary Public, State of New York  
No. 01LA6067358  
Qualified in Westchester County  
Commission Expires Dec. 10, 2009